

Vendor/Peddler \$25/10 days, \$50/90 days, \$100/year
Special Event \$100/day
Fireworks \$500/year

Town of Springerville Community Development
418 E. Main St. • Springerville, AZ 85938
928-333-2656 fax 928-333-3056

Town of Springerville
Vendor/Peddler/Special Event/Fireworks

Applicant name (must show photo ID)	Name of business, physical and mailing addresses (if different from applicant)
Applicant date of birth/SSN	
Applicant physical address	
Applicant mailing address (if different)	Business telephone number (If different from applicant information)
Applicant telephone number	Nature of business
Convictions/citations/charges within the past 24 months:	Length of time in business
	Arizona Transaction Privilege (Sales) Tax ID (attach copy)
	If taking orders for goods or services, list the source of goods, time frame and method of delivery (attach additional sheets if necessary):
Make/model/license number of business vehicle	
Signature of applicant	If stationary, business location within the Town of Springerville (written permission of property owner required):
Date	

Fee paid: _____ 10-320-290	Permit type: __ V __ P __ SE __ FW
Approved: __ Y __ N	Duration: _____
Background check (if applicable): __ Y __ N	Reviewer: _____

Door to door peddlers MUST register with the Springerville Police Department before conducting business within the town limits of Springerville.

Town of Springerville Vendor/Peddler Regulations

**Solicitations or sales may be made only between the hours of 8 a.m. and 7 p.m.
or upon invitation at any hour.**

Regulations

It may be unlawful for any licensee to make false or fraudulent statements concerning the quality or nature of his or her goods, wares and merchandise for the purpose of inducing another to purchase the same.

Licensees are required to exhibit their license at the request of any person to whom they attempt to sell their goods, wares and merchandise or take orders for future delivery of the same.

Use of streets

Except when authorized in writing by the zoning administrator, no peddler, solicitor or canvasser or any other person may have exclusive right to any location in the public streets for the purpose of selling or soliciting sales, nor may any person be permitted a stationary location in the public streets, nor may any person be permitted to operate in the sidewalks and streets within the fire limits of the town or any congested area where his or her operations might impede or inconvenience the public.

Disturbing the peace

Except when authorized in writing by the zoning administrator, no licensee nor any person in his or her behalf, may use any sound device, including any loud speaking radio or sound-amplifying system upon any of the streets, alleys, parks or other public places of the city or upon any private premises in the city where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the streets, avenues, alleys, parks or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

Revocation

The zoning administrator or chief of police may revoke or suspend for a period of up to 30 days any license for any of the following causes:

- Fraud, misrepresentation or false statement contained in the application for license.
- Fraud, misrepresentation or false statement made in the course of carrying on the business.
- Any violation of this article.
- Conducting a business as defined in section 5.20.010 in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the town.
- Conviction of the crime of theft, larceny, fraud, embezzlement or any felony within two years prior to the application date.
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Appeal

Any person aggrieved by the action of the chief of police or zoning administrator in the denial of an application or revocation or suspension of a license as provided in this article may have the right of appeal to the town council.

Such appeal may be taken by filing with the zoning administrator within 14 days after notice of revocation, suspension or denial of the license has been given to or mailed to such applicant's last known address and setting forth the grounds for appeal.

The town council may set a time and place for a hearing on such appeal and notice of such hearing may be given to the applicant in the same manner as provided herein for notice of denial, revocation or suspension.

Town of Springerville Fireworks Regulations

NOTE: In addition to the regulations set forth here, all retail fireworks sales outlets must comply with all regulations set forth in Arizona Revised Statutes, Title 36, Chapter 13, and the 2006 National Fire Protection Code, Section 1124.

Chapter 9.28 “Weapons and Explosives” of the Town Code

Definitions.

(A) The following words, terms and phrases, when used in this article, have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

(1) *Consumer firework* means those fireworks defined by Arizona Revised Statutes Section 36-1601.

(2) *Display firework* means those fireworks defined by Arizona Revised Statutes Section 36-1601.

(3) *Fireworks* means any combustible or explosive composition, substance or combination of substances, or any article prepared for the purpose of producing a visible or audible effect by combustion, explosion, deflagration or detonation, that is a consumer firework, display firework or permissible consumer firework as defined by Arizona Revised Statute Section 36-1601.

(4) *Novelty items* means federally deregulated novelty items that are known as snappers, snap caps, party poppers, glow worms, snakes, toy smoke devices, sparklers, and certain toys as defined in Arizona Revised Statute 36-1601.

(5) *Permissible consumer fireworks* means those fireworks as defined by Arizona Revised Statute Section 36-1601 that may be sold within the Town of Springerville even where the use of those items has been prohibited.

(6) *Supervised public display* means a monitored performance of display fireworks open to the public and authorized by permit by the Fire Chief or Town Council.

Fireworks prohibited; exceptions.

(A) The use, discharge or ignition of fireworks within the Town is prohibited except as provided for in this section: The use, discharge or ignition of fireworks within the Town is limited to the week before and after Fourth of July and the week before New Year's Eve between the hours of 4:00 p.m. and 1:00 a.m.. and the use, discharge or ignition of fireworks is prohibited on all public property including in all public parks and public right of way and the use, discharge or ignition of fireworks is prohibited on days specified by the Fire Chief or Town Council as presenting a high fire danger as identified by posting at Town Hall, the Post Office and on the Town website. A sales permit shall not be issued, and may be revoked, during time periods of High Fire Danger warnings. The Fire Chief or the council has authority to impose conditions on any permits granted.

(B) Nothing in this section or article shall be construed to prohibit the use, discharge or ignition of novelty items or the occurrence of a supervised public display of fireworks.

(C) Permits may be granted by the Fire Chief, Town Manager or his designee for conducting a properly supervised public display of fireworks. Every such public display of fireworks shall be of such character and so located, discharged or fired, only after proper inspection and in a manner that does not endanger persons, animals, or property. A permit shall not be issued, and may be revoked, during time periods of High Fire Danger warnings. The Fire Chief or the Town Manager has authority to impose conditions on any permits granted.

(D) Failure to comply with any permit requirements issued by the Fire Chief is a civil offense punishable by a \$100.00 flat civil fine for each violation.

Sale of Fireworks.

(A) No person shall sell or permit or authorize the sale of permissible consumer fireworks to a person who is under sixteen years of age.

(B) No person shall sell or permit or authorize the sale of permissible consumer fireworks in conflict with state law.

(C) All sales of fireworks within the Town of Springerville, town limits will require a permit issued by the town. The permit issued will be for a 1 year period and the annual fee will be established in the Town fee schedule.

Town of Springerville Fireworks Regulations

Posting of signs by persons engaged in the sale of fireworks; civil penalty.

(A) Prior to the sale of permissible consumer fireworks, every person engaged in such sales shall prominently display signs indicating the following:

(1) The use of fireworks, except novelty items as defined by Town Code, including permissible consumer fireworks is prohibited.

(2) Consumer fireworks authorized for sale under state law may not be sold to persons under the age of 16.

(B) Signs required under this section shall be placed at each cash register and in each area where fireworks are displayed for sale.

(C) The Fire Chief or designee shall develop regulations concerning the size and color of the required signs and shall develop a model sign. The required sign regulations and model sign shall be posted on the Town's website and filed with the Clerk's office.

(D) Failure to comply with subparts A and B of this section is a civil offense punishable by civil fine of \$100.00.

Authority to enforce violations of this article; means of enforcement.

(A) The Fire Chief or designee, a Town police officer, or the Town Attorney may issue civil complaints to enforce violations of this article designated as civil offenses.

(B) Any person authorized pursuant to this section to issue a civil complaint may also issue a notice of violation specifying actions to be taken and the time in which they are to be taken to avoid issuance of a civil or criminal complaint.

(C) A Town police officer or the Town Attorney may issue criminal complaints to enforce this article.

Liability for emergency responses related to use of fireworks; definitions

(A) A person who uses, discharges or ignites permissible consumer fireworks, fireworks or anything that is designed or intended to rise into the air and explode or to detonate in the air or to fly above the ground, is liable for the expenses of any emergency response that is required by such use, discharge or ignition. The fact that a person is convicted or found responsible for a violation(s) of this article is prima facie evidence of liability under this section.

(B) The expenses of an emergency response are a charge against the person liable for those expenses pursuant to subpart A of this section. The charge constitutes a debt of that person and may be collected proportionately by the public agencies, for-profit entities or not-for-profit entities that incurred the expenses. The person's liability for the expense of an emergency response shall not exceed \$500.00 for a single incident. The liability imposed under this section is in addition to and not in limitation of any other liability that may be imposed.

(C) For the purposes of this section:

(1) "Expenses of an emergency response" means reasonable costs directly incurred by public agencies, for-profit entities or not-for-profit entities that make an appropriate emergency response to an incident.

(2) "Reasonable costs" includes the costs of providing police, fire fighting, rescue and emergency medical services at the scene of an incident and the salaries of the persons who respond to the incident.

Penalty.

The penalty for violating any prohibition or requirement imposed by this article is a Class One misdemeanor unless another penalty is specifically provided for.